

REMARKS

The Applicant respectfully requests further examination in view of the above amendment. Claims 1-47 have been subjected to an election/restriction requirement. Within the Office Action it has been maintained that Claims 1-31 are drawn to a waterproof recreational audio device, while Claims 32-47 are drawn to a recreational audio device. It is stated within the Office Action, that the Applicants' previously submitted amendments did not change the scope of the claims because element c) of Claim 1 still recites "means for waterproofing the said at least one transducer."

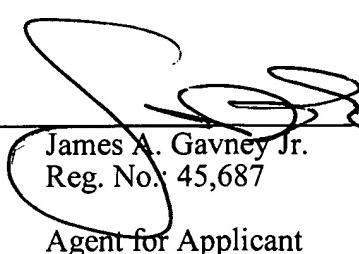
5 Applicant elects to prosecute Claims 1-31 with traverse. By way of the above amendment, the element c) of Claim 1 has been amended to recite "a housing means for housing said at least one transducer" instead of "means for waterproofing the said at least one transducer." Accordingly, Applicants content that all recitations to waterproofing have been removed from the Claims and all Claims 1-47 are now directed to a single invention of a recreational audio device that uses bone conduction to transmit sound. No new subject matter 10 has been added by way of the above amendments. Claims 1-47 are still pending in this 15 Application.

CONCLUSION

If the Examiner has any questions or comments, he is invited to call the undersigned at 20 (408) 530-9700 so that any outstanding issues can be expeditiously resolved.

Respectfully submitted,
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